

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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JEFFREY S. NEEMAN,

Plaintiff,

V.

BANK OF NEW YORK MELLON, et al.,

Defendants.

Case No. 2:16-cv-02674-APG-PAL

ORDER

(Stip Ext Time – ECF No. 40)

12 Before the court is the parties' Stipulation and Order to Extend Discovery (ECF No. 40).

13 LR 26-4 states, in pertinent part, that:

14 A motion or stipulation to extend any date set by the discovery plan, scheduling
15 order, or other order must, in addition to satisfying the requirements of LR IA 6-1,
16 be supported by a showing of good cause for the extension. A motion or stipulation
to extend a deadline set forth in a discovery plan must be received by the court no
later than 21 days before the expiration of the subject deadline.

17 || In addition, a request for extension requires:

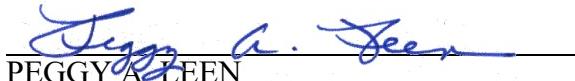
- (a) A statement specifying the discovery completed;
 - (b) a specific description of the discovery that remains to be completed;
 - (c) The reasons why the deadline was not satisfied or the remaining discovery was not completed within the time limits set by the discovery plan; and
 - (d) A proposed schedule for completing all remaining discovery.

23 The parties' stipulation states that they have submitted "limited discovery" which is not
24 described on dates which are not disclosed. The only other thing the parties have done is to file a
25 joint initial status report. The joint status report (ECF No 28) was filed January 10, 2017 and states
26 that the parties "are still finalizing the pleadings" and request a scheduling conference "once the
27 pleadings are closed." The parties submitted a proposed discovery plan and scheduling order
28 January 25, 2017 which the court approved. It set a July 10, 2017 discovery cutoff. The parties

1 did not request a Rule 16 scheduling conference. They now want a 4-month extension of the
2 discovery plan and scheduling order deadlines because they are in settlement discussions and want
3 to focus their time and energy on settlement discussions. The parties have apparently engaged in
4 little or no discovery and have made no attempt to comply with LR 26-4. For these reasons,

5 **IT IS ORDERED** that the parties' Stipulation and Order to Extend Discovery (ECF No.
6 40) is **DENIED**.

7 DATED this 29th day of June, 2017.

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10 PEGGY A. TEES
11 UNITED STATES MAGISTRATE JUDGE
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